

RIBBLE VALLEY BOROUGH COUNCIL REPORT TO COMMUNITY COMMITTEE

Agenda Item No. 8

meeting date: 28th MAY 2019
title: PROPOSED CAR PARKING ORDER: CONSIDERATION OF OBJECTIONS
submitted by: J. HEAP - DIRECTOR OF COMMUNITY SERVICES
principal author: A. HARPER – HEAD OF ENGINEERING SERVICES

1 PURPOSE

1.1 To consider the responses received to the consultation on the proposed car parking order in respect of the changes to update the Order to take account of the Traffic Management Act 2004 (“the TMA”), which came into force on 31 March 2008.

1.2 Relevance to the Council’s ambitions and priorities:

- Council Ambitions – To protect and enhance the existing environmental quality of our area and to protect the natural and built environment.
- Community Objectives – To encourage and develop more sustainable forms of transport by charging for off-street car parking.
- Corporate Priorities - Maintaining and improving the environmental quality of the Ribble Valley in line with our priority of environmental excellence.

2 BACKGROUND

2.1 In January 2019 a paper was submitted to Community Services Committee outlining the procedure to include recent changes to the off street parking places order .

2.2 Members agreed to advertise and consult on the Order in accordance with the appropriate legislation and procedures, as set out in 3.1.1 and 3.1.2.

2.3 The procedure for making the Order is as follows:

2.3.1 Before making the Order the Council must:

- consult with the chief officer of police for the area;
- publish at least once in a local newspaper a notice containing details of the Order and inviting objections within 21 days from the date of publication;
- not later than the date of publication send a copy of the notice to Lancashire County Council, The Freight Transport Association and The Road Haulage Association;
- take such other steps as it may consider appropriate for ensuring that adequate publicity about the Order is given to persons likely to be affected; and

- place on deposit for public inspection certain documents including the Council's reasons for making the Order.

2.4 A Notice giving details of the proposed Order was published in the Clitheroe Advertiser & Times on Thursday, 24th January 2019. The Notice invited written objections or other representations by not later than 8th March 2019.

2.5 The responses received to the consultation are set out in Section 3 of this report.

3 RESPONSES

3.1 Lancashire Constabulary – No response received

3.2 Lancashire County Council – No response received

3.3 The Freight Transport Association – No response received.

3.4 The Road Haulage Association – No response received.

4 PROCEDURE FOR MAKING THE ORDER

4.1 Now that the last date for objections has passed the Council may proceed to make the Order. The Order cannot however come into force until the requirements set out in 4.2 below have been fulfilled.

4.2 The Council must, within 14 days of the making of the order:

- publish in a local newspaper a Notice containing details of the Order; and
- notify any objector of the making of the Order and, where the objection has not been acceded to, the notification shall include the reasons for the decision.

4.3 As this process was ongoing a variation order was made and advertised to enable the council to change the off-street car parking tariffs. The change occurred on the 15th April 2019.

5 RISK ASSESSMENT

5.1 The approval of this report may have the following implications

- Resources – Costs would be met from existing budgets.
- Technical, Environmental and Legal – All technical issues can be managed by existing staff. Issues could arise with regard to on-street parking in the area. The order will be made in accordance with the legislation referred to in the report to ensure that it is enforceable.
- Political – Should provide a positive political message.
- Reputation –Introducing charging for parking is a sensitive matter, rarely popular in itself, but, if the decision is made on a sound basis, properly supported and

explained, then, notwithstanding any misgivings by others, the reputation of the Council should remain intact in the longer term.

6 RECOMMENDED THAT COMMITTEE

- 6.1 Consider the responses to the consultation process and decide to proceed with the making of the Order.

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DIRECTOR OF COMMUNITY SERVICES